

Marsha A. Adams  
Enforcement Specialist (SR-6J)  
U.S. Environmental Protection Agency  
Remedial Enforcement Support Section  
77 W. Jackson  
Chicago, IL 60604

EPA Region 5 Records Ctr.



371715

December 27, 2004

Re: Request for Information Pursuant to Section 104(e) of CERCLA for Ilada Waste Company, St. Clair County, Dupo, Illinois

Dear Ms Adams,

This letter and its attachments are being sent in reply to the request for information sent by the Environmental Protection Agency (EPA) in a letter dated July 27, 2004. I apologize for the delay in response, but DeFend's Garage is a small business and I have had several family medical issues to contend with lately. Some of which involved persons I needed to consult with in order to ensure a comprehensive response.

I do not have any recollection of sending any hazardous material to the Ilada Waste Company or contracting Jerry Russell Bliss, Inc. to transport any hazardous material for DeFend's Garage on the date in question. My grandmother, Flora DeFend, apparently signed the Driver's Log to have the hazardous material transported. She is now deceased.

I have answered all of the questions to the best of my knowledge and provide the following certification stating this below as instructed in the Request for Information.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted.

Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

See the following page for a list of attachments. Do not hesitate to contact me at 618-327-3285 if you have any questions regarding this submission.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg DeFend", with a stylized, cursive script.

Greg DeFend  
Manager, DeFend's Garage

## **List of Attachments**

Attachment 1 – Response to EPA Request for Information (Enclosure 2)

Attachment 2 – Letter from Insurance provider

Attachment 3 – Tax Documents

Attachment 4 – Articles of Incorporation and By-Laws

**Attachment 1 - Response to EPA Request for Information (Enclosure 2)**

## **Response to EPA Request for Information (Enclosure 2)**

1. Greg DeFend and Charles DeFend
2. No documents were consulted in preparation of these answers as none still exist.
3. To the best of my knowledge, all persons involved with the waste issue regarding Ilada Waste Company were consulted or are deceased.
4. Unknown
5. I am not fully aware of the specifics of the Ilada Waste Company issue, therefore I do not know of any acts or omissions that may have caused a release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom.
6. Flora DeFend (deceased)
7. Flora DeFend (deceased)
  - a. Unknown
  - b. As I stated in the accompanying letter, I am not aware of any shipments of hazardous materials to the Ilada Waste Company, however, the driver's log contained in the Request for Information indicates that Jerry Russell Bliss, Inc. transported 20 gallons of hazardous materials from DeFend's Garage on May 11, 1987 to the Ilada Waste Company.
  - c. N/A – see question 2.
  - d. I have no records indicating that I generated or sent any amount of hazardous materials to the Ilada Waste Company via Jerry Bliss, Inc.
  - e. As I stated in the accompanying letter, I do not have any recollection of contracting Jerry Russell Bliss, Inc. to transport any hazardous material on the date in question, but the Driver's log contained in the Request for Information indicates Jerry Russell Bliss, Inc. transported 20 gallons of hazardous materials from DeFend's Garage on May 11, 1987.
  - f. Not Available
  - g. Unknown, but assumed to be Jerry Russell Bliss, Inc.
  - h. Unable to be determined
  - i. N/A
  - j. Unknown – see g above
  - k. Unknown – see g above
  - l. Apparently Ilada Waste Company

- m. Unable to be determined
  - n. Unable to be determined
  - o. Unable to be determined
  - p. Unable to be located
  - q. As stated previously, I have no recollection of the contracting for the transport of hazardous materials on the date in question, and the individual who signed the Driver's Log is deceased.
- 8. Supplied by Baldwin House Agency directly to the EPA (see attached letter).
  - 9. The tax records that were available are attached.
  - 10. At the time of transport, DeFend's Garage was a privately-held company owned by Charles DeFend. It has since been incorporated.
    - 1. See the enclosed Articles of Incorporation and By-Laws.
    - 2. See the enclosed tax documents.
    - 3. See the enclosed tax documents.
    - 4. The corporation name is DeFend's Garage, Inc.
  - 11. N/A
  - 12. N/A
  - 13. Flora DeFend (deceased)
  - 14. None were determined
  - 15. Unable to locate any records.
  - 16. I do not recall any such shipments being sent
  - 17. None were determined
  - 18. None were determined

Note: All questions were answered in concurrence of Charles and Greg DeFend.

***Attachment 2 – Letter from Insurance Provider***



L. E. HOUSE  
1937-1973  
ORVILLE POIROT  
1973-1991  
JAMES R. BALDWIN  
MARK R. BALDWIN  
PATRICK B. HESEMAN  
KEVIN MEYER  
RHETT RENKEN  

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JOHN D. SCHUBERT, MA/HSM

BALDWIN HOUSE AGENCY, INC.  
COMPLETE INSURANCE SERVICE  
9796 STATE RT. 127 — P. O. BOX 247  
NASHVILLE, ILLINOIS 62263  
TELEPHONE 618-327-8254  
FAX 618-327-8631

TRUDY WINDLER  
SHELLEY HARPER  
DEBORAH MEYER  
CINDY KUHLENGEL

10-29-04

DeFend's Garage  
Attn: Greg DeFend  
988 E. St. Louis St.  
Nashville, IL 62263

Re:EPA order concerning insurance

Dear Greg.

I am in receipt of the insurance section of the EPA order concerning an event, which apparently happened on May 11, 1981. The order asks for copies of all insurance policies you and/or your predecessor had from 1939 to the present.

Greg, in 1984, our agency became of age and installed computer equipment to better keep tract of our customers. From that point forward, we have your history as it relates to the types of coverage as well as the insurance carrier formation. Prior to that date, we have little information since copies of your policies are destroyed once they reach 15 years in the past.

I have information in your file that suggests St. Paul Insurance Co. of Illinois had your garage business during the 1980 through 1982 periods. According to some old documentation, your policy numbers were either 685 NA 8853 or 685 NB 0732 which would cover the 5-11-81 event.

I passed this information onto Ms. Marsha Adams at the EPA, who suggested that I respond to you in writing with this information and for you to include in your response packet.

I am sorry I cannot be of further help on these issues and ask that you please call with any questions you may have.

Sincerely,

Mark R. Baldwin

